

COMMISSIONERS DO BUSINESS

Busy Session Held at the County Court House on Monday, December 6th.

DEPENDENT MOTHERS PRESENT THEIR CASES

Publication of Tax List Awarded, the Usual Appropriations Made, and Other Business Transacted.

The county commissioners of Iron County met in regular monthly session at the county court house, Parowan, last Monday, Commissioners Lunt and Knell, Clerk Warner Mitchell, and Attorney J. H. Fife being in attendance, Commissioner Evans being absent in California.

The minutes of the last regular meeting were read and approved.

There being some of the pensioners from the dependent mothers' fund present, in compliance with the request of the commissioners, in accordance with the action taken at the last meeting, they were interrogated as to their circumstances, and need of assistance from the county. Those present were Mrs. Amelia Topham of Paragonah, Mrs. Woolley of Parowan and Mrs. Laverna B. Daily, also of Parowan. Mrs. Topham and Mrs. Daily were already on the pension list, Mrs. Woolley was a new applicant. All were found to be deserving and in need of assistance from the county.

As an item of unfinished business the matter of the ballots or the fence election in the New Castle district came up for consideration, and the clerk was instructed to provide the required ballots.

The matter of the merchants' license in the county, outside of incorporated cities, was again considered, and the attorney was instructed to draft an ordinance, which will reduce the licenses fixed in the existing ordinance quite materially, and be more equitable, in consideration of the little police protection afforded these merchants by the county.

The publication of the delinquent tax list of the county was next considered, bids being submitted by the Parowan Times and the Iron County Record, and the contract was awarded to the latter on a bid of 12 1/2 c. per name and description.

The matter of the use of one of the rooms of the court house on the first floor by the ecclesiastical stake clerk, was introduced by the county clerk, and the rent for the same was fixed at \$7.50 per quarter, the county to furnish fuel when it is required.

A communication was received from the new Utah Chamber of Commerce, which has been incorporated for the purpose of assisting with the publicity of the state, in regard to membership on the part of the county in said organization, and the following resolution was passed by the commissioners:

RESOLUTION.

Adopted by the Board of County Commissioners of Iron County, Utah, at a Session of the 6th day of December, A. D., 1915.

RESOLVED, that Iron county, by its Board of Commissioners, does hereby agree to join the other counties of the State of Utah in paying the expenses to be incurred in the maintenance of an exhibition of state and counties' products and industries, with statistics pertaining thereto, under the direction of a Chamber of Commerce organization, should it be decided to continue the maintenance of such organization, by making a pro-rata contribution which shall be appropriated out of a special fund to be created from a special tax levy, authorized by Chapter 40, Section 1, of the Session Laws of Utah, 1911.

That Henry W. Lunt is hereby designated as a representative from this county to the said Chamber of Commerce. He is eligible to be chosen as a member of the active Board of Directors, and is empowered to cast the vote of this county for the election of said Board, and to otherwise represent the interests and rights of this county in said Chamber.

BOARD OF COUNTY COMMISSIONERS Of Iron County, Utah.

H. W. LUNT, Chairman.
Attest: W. Warner Mitchell,
County Clerk.

A communication from Attorney General Barnes, in relation to the establishment and change of public highways, was read and discussed. As the communication sheds considerable light upon this knotty problem, which frequently comes up for consideration by the commissioners and residents of this county, we have decided to give it to our readers in full. It is as follows:

"State of Utah, Legal Department, Salt Lake City, Nov. 24, 1915.

"Hon. W. Warner Mitchell, County Clerk, Parowan, Utah. Dear Sir:—In reply to your favor of the 17th inst:

"You therein state that you are directed by the Board of County Commissioners to inquire of my office as

to the powers of such Board regarding the designation of public highways throughout the county. You call attention to an ordinance which was passed by a former Board providing that not less than three rods be left on all Government surveyed section lines of the public domain for public highways."

"Boards of County Commissioners have, by provision of statute, the right to lay out, maintain, control, etc., public roads within the county, outside of incorporated cities. But no where does the statute authorize boards of county commissioners, by the mere passing of an ordinance, to determine the location of highways, and by such means set aside lands in private ownership for such purposes. This is the effect of the ordinance which you say was passed by a former Board of your county.

"There is no state law which provides that lands along Government section lines shall be dedicated and used for public highways. A public highway may be extended along a Government section line, and if land in the public domain, a road may be established without any further act on the part of the board than to open the same and permit the same to be traveled, but if the land is in private ownership, such cannot be done without the consent of the owners of the land. This consent may be had by private negotiations, private purchase or by condemnation. Boards of County Commissioners cannot, by merely saying so, take land which is in private ownership for highway purposes. They must acquire the land either by purchase, or if they are unable to purchase, then by condemnation. In other words, a man who owns land must be dealt with privately or he must have his day in court before he can be deprived of any part of his land for highway purposes.

"Where highways have been established while the land was yet a part of the public domain and where such highways were in use at the time the title to such land or land passed into private ownership, then the owner of the land so purchased takes the land subject to the right of the public to use that portion of it already dedicated, for highway purposes.

"Parties who purchase land of the public domain may, if there has been no regularly laid out and established highway through the same, fence such lands and prevent any one from trespassing thereon. If this is done and it is desired to have a highway extend through or along such lands and the owner refuses to dedicate the necessary portion of his land for such purposes, and he cannot be otherwise dealt with in the matter, condemnation proceedings must be brought before the land can be used for such purposes, and in a condemnation proceeding it will be necessary to show to the court that there is a necessity for the use of such land for highway purposes, and then the damage to the owner will be determined.

"Yours very truly,
"A. R. BARNES,
"Attorney-General."

The matter of property valuations under the new law was taken up and discussed at some length, and the assessor instructed to use his best judgment in dealing with special cases of land of inferior equality, etc., in order to make the assessment as equitable to all parties concerned as possible.

An ordinance regulating merchants' licenses within the county as prepared by the county attorney was read and duly passed by the commissioners.

The bonds of Jos. D. Cox as justice of the peace and Alonzo Christensen as constable of the New Castle precinct, were approved and ordered filed.

Eva J. Reeves, indigent of the Kanarra district, applied for relief from taxation, and on investigation, it was decided to make an appropriation out of the general fund of the county of an amount equivalent to her taxes.

The road up the Cedar City canyon from the Robert Bulloch property to the intersection with the old road above the electric light plant, on the north side of the creek, was designated as a county road.

CLAIMS.

The following claims were considered and allowed:

Parowan Equitable, road mat'l,	\$82.03
H. W. Lunt, Com. expense	3.54
H. M. Hendrickson, et al, roads,	8.63
H. M. Hendrickson, et al, -	22.87
Cedar Merc. & L. S. Co., road	
materials	10.27
R. H. Palmer, et al, roads	93.50
Wm. F. Whitney, wood, Ct. H's	13.00
Thos. Robinson, road exp.	68.00
J. H. Fife, Att'y exp. Oct.-Nov.	21.50
R. C. Knell, Com. exp.	10.00
Arrow Head Press, office exp.	3.80
Pearl O'Donnell, crim. exp.	1.70
S. O'Donnell, crim. exp.	1.70
Eliz. Farnsworth, crim. exp.	1.70
Sheriff, exp. Oct. & Nov.	39.41
Isaac Lemmon, coffin indigent,	15.65
County Treasurer, office exp.	4.73
Edward Bentley, telephone exp.	.78
Recorder's deputy,	6.75
Peter Wimmer, indigent exp.	5.00
New S. Whitney, wood	27.05
Jethro Palmer, Juv. Ct. exp.	7.00
Co. Clerk, Tel. exp. & express	5.62
Parowan Times, printing,	14.75
Co. Treasurer, assistance	17.25
Com. Lunt, Tel. calls	3.54

The County Clerk was authorized to accept of the offer of New S. Whitney of \$12.50 for the few tools and effects left by Wm. Boulanger, who was a charge of the county for some time, and who was buried at the expense of the county.

This completed the business of the session and the commissioners adjourned to meet in Cedar City the following day to hear testimony of persons participating in the widow's pension from the southern end of the county.

Subscribe for The Record TODAY.

STATELINE.

Stateline, Utah, December 12, 1915. Work on the proposed telephone line between here and the LaCook ranch will probably start in about a week and will likely be extended as far as Modena later.

Mrs. Paul Kimball left Monday for Gunnison, Utah, for a visit with relatives. Mr. Kimball has been at the Ophir mine since last August, and no doubt is glad of the outing.

George Tyron has finished his work at B. J. Lund & Co's store at Modena, and is with us once more. Mr. Tyron will now resume his mining operations.

Mrs. Buel has been looking for Mat Wicks to come up from Leeds for some time, and Mat was due here several weeks ago, but it is a cinch that Mat has had lots of work ahead of him; still, everybody rejoices when they see him coming.

Mrs. Joseph Johnson has been laid up the past week with a severe case of neuralgia, but at this writing she is feeling considerably better.

Mr. Buehl has just about finished Mr. Muldoon's assessment work and he will join Mr. Tyron with the development work on the Rice mines.

Since the metals have taken a rise every body seems to have the mining fever, even old Captain George, the Indian, has purchased for himself a magnifying glass and a prospecting pick, and the old Captain is so interested in minerals that he hammers on every outcropping he comes across.

Mr. Burgess has just come in from his ranch and is wearing a broad smile. He has a reason to, for Mr. O'Grain has just completed his new residence. Mr. O'Grain was assisted by Levi Carroll.

Mr. O'Grain, who has just come in from the Burgess ranch reports that the valley is well populated with jack rabbits, which are a great nuisance to the farming industry. Mr. O'Grain avers that he has killed skids of the pests this summer, but still he says that for every one killed ten seem to come to take its place.

George Flinspach reports that he has opened up some very nice gold ore in the north drift of his workings, and states that the ore lies next to the foot wall, which is covered with red kaolinite. The assays, he says, are about double what they were at the top.

Fred Stillwell from Modena was up Monday. He came to buy a house, but finding none for sale, he purchased the old forty thousand gallon water tank from the Johnny mine. He says that he intends to make a house of it just as it stands when he gets it on his ranch, by just cutting a few doors and windows in the tank, and says that he will have a comfortable house. We knew that Mr. Stillwell was a railroad man, but we did not think he would ever live in a "round-house."

Work at the Ophir mine seems to be progressing at the old normal pace. Shipments will soon be en route to Modena for shipment. If things develop as expected, outsiders will be asking the question, "Where is State-line?" and that by next summer, too.

FOR SALE.—A limited amount of pop corn at 30 cents per quart.—A. T. Jones, City.

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Because it has an established reputation, won by its good works.

Because it is most esteemed by those who have used it for many years as occasion required, and are best acquainted with its good qualities.

Because it loosens and relieves a cold and aids nature in restoring the system to a healthy condition.

Because it does not contain opium or any other narcotic.

Because it is within the reach of all. It only costs a quarter. Obtainable everywhere.

NOTICE OF SUMMONS.

IN THE DISTRICT COURT OF THE Fifth Judicial District, State of Utah, County of Iron.

B. J. Lund & Company, a Corporation, plaintiff,

vs.

R. L. Nolf, Defendant.

The State of Utah to the Said Defendant:

You are hereby summoned to appear within twenty days after service of this summons upon you, if served within the county in which this action is brought; otherwise within thirty days after service, and defend the above entitled action; and in case of your failure so to do, judgment will be rendered against you according to the demand of the complaint. This action is brought to recover a judgment against you in the sum of \$584.95, on an account stated, together with legal interest thereon from October 24th, 1911. EDMOND H. RYAN, Plaintiff's Attorney.

P. O. address: Edmond H. Ryan, Cedar City, Utah.
(First Dec. 17, 1915; last Jan. 14, '16.)

NEW HARMONY.

New Harmony, Utah, Dec. 14, 1915. Committees have been appointed and they have arranged a program for Christmas Day and for the week following. We are anticipating a good time.

Mr. and Mrs. Berry Williams and family of Kanarra are here visiting Mrs. Williams' mother, Mrs. Reese Davis.

We are having an epidemic of la grippe among the children and some of the grown folks as well. Mrs. Frank Kelsey has been quite ill. It monia, but she is now getting better.

Joseph W. Prince is home from Salt Lake, where he has been on business.

Claud Knell of New Castle was a visitor here Sunday. Claud comes over quite often.

Mason Rencher was here again last week. He is also a frequent visitor.

Mrs. Vivian Prince is in Cedar city, having her ear treated. The trouble is not known to your correspondent.

Bishop Pace and mother, Mrs. Harvey Pace, and Mr. and Mrs. Gottlieb Schmutz went to Parowan for conference Sunday.

NADA.

Nada, Utah, Dec. 16, 1915. A dozen or more of the settlers have filed on land since the opening of township 30, on Dec. 9, and are now proudly announcing the fact that they are "squatters" no more—a great many having lived here for two and a half years.

The Escalante Valley Improvement company, giving their address as Nada, Utah, has been recently formed in Los Angeles. We look for a big boom in the spring.

Wednesday was Parents' day at the Nada school, but on account of the snow storm, very few were present. School closes Dec. 17 for a two weeks vacation.

Mr. and Mrs. Abbott and two sons of Delta, who have visited at Saint George, stopped in Nada Sunday.

Owes Her Good Health to Chamberlain's Tablets.

"I owe my good health to Chamberlain's Tablets," writes Mrs. R. G. Neff, Crookston, Ohio. "Two years ago I was an invalid due to stomach trouble. I took three bottles of these Tablets and have since been in the best of health." Obtainable everywhere.

NOTICE FOR PUBLICATION.

(Publisher.)
Department of the Interior, U. S. Land Office at Salt Lake City, Utah, December 15, 1915.

Notice is hereby given that Albert M. Ogden, of Parowan, Utah, who on May 1, 1912, made homestead application serial No. 09868, for NW 1/4, Sec. 18, Tp. 34 So., R. 9 W., Salt Lake meridian, has filed notice of intention to make three year proof, to establish claim to the land above described, before the Clerk of the District Court, at Parowan, Utah, on the 3rd day of February, 1916.

Claimant names as witnesses: Marcus L. Guymon, Samuel C. Mortensen, Albert Mortensen, all of Parowan, Samuel L. Fife, of Summit, Utah.

GOULD B. BLAKELY, Register (First Dec. 17, 1915; last Jan. 14, '16.)

How's This?

We offer One Hundred Dollars Reward for any case of Catarrh that cannot be cured by Hall's Catarrh Cure.

F. J. CHENEY & CO., Toledo, O. We, the undersigned, have known F. J. Cheney for the last 15 years, and believe him perfectly honorable in all business transactions and financially able to carry out any obligations made by his firm.

NATIONAL BANK OF COMMERCE, Toledo, O. Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system. Testimonials sent free. Price 50 cents per bottle. Sold by all Druggists.

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Prices lower than ever. Runabout, \$450; Touring Car, \$500, f. o. b. Cedar City.

J. H. FIFE,

Local Agent,

CEDAR CITY UTAH

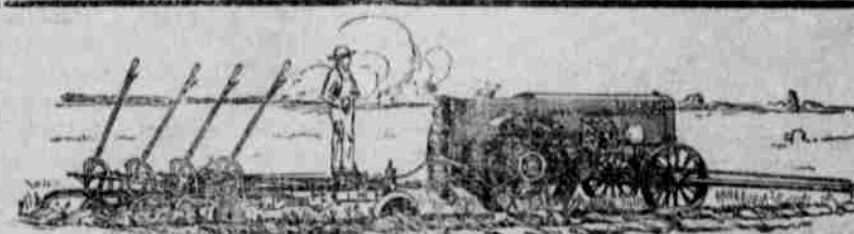
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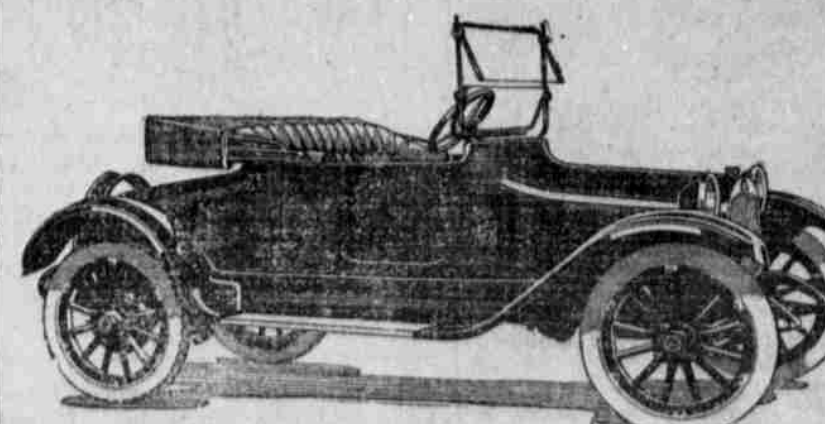
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